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Attorneys for Defendants
UNUM LIFE INSURANCE COMPANY
OF AMERICA and UNUMPROVIDENT CORPORATION,

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

THERESA MONSEUR KELLY,
Plaintiff,

vs.

UNUM LIFE INSURANCE COMPANY
OF AMERICA, UNUMPROVIDENT,
CORPORATION, MDL INFORMATION
SYSTEMS, INC., and MDL HEALTH PLAN,
Defendants.

THEO J. EMISON (SBN 209183)
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THERESA MONSEUR KELLY

Case No. C 05-02915-CW

**STIPULATION TO CONTINUE THE
7/31/07 CMC TO 10/9/07 AND ORDER
THEREON**

STIPULATION

The parties, through their counsel of record, stipulate to continue the currently scheduled 2:00 p.m., July 31, 2007 Case Management Conference to 2:00 p.m., October 9, 2007.

The parties stipulate for the following reasons: this action is currently stayed pursuant to the Court's previous order to allow for the reassessment of the plaintiff's claim. The plaintiff has submitted materials in support of her claim. Therefore, in light of the reassessment process, the parties request that the Court continue the Case Management Conference to October 9, 2007 at 2:00 p.m.

Dated: July 23, 2007

DAY & BLAIR, P.C.

By /s/ John D. Wood

John D. Wood (Admitted Pro Hac Vice)
Attorneys for Plaintiff
THERESA MONSEUR KELLY

Dated: July 23, 2007

EMISON, HULLVERSON, BONAGOFISKY

By /s/ Theo J. Emison

Theo J. Emison
Attorneys for Plaintiff
THERESA MONSEUR KELLY

Dated: July 23, 2007

KELLY, HERLIHY & KLEIN, LLP

By /s/ Thomas M. Herlihy

Thomas M. Herlihy
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UNUM LIFE INSURANCE COMPANY OF
AMERICA and UNUM PROVIDENT CORPORATION

ORDER

The Court accepts the stipulation of the parties. It is therefore ORDERED that the July 31, 2007 Case Management Conference is continued to 2:00 p.m., October 9, 2007.

IT IS SO ORDERED.

7/24/07



CLAUDIA WILKEN, JUDGE OF THE
UNITED STATES DISTRICT COURT